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ESSEX MARINA CITY CLUB, L.P.

6 **UNITED STATES DISTRICT COURT**  
7 **NORTHERN DISTRICT OF CALIFORNIA**  
8

9 ESSEX MARINA CITY CLUB, L.P., a  
10 California limited partnership,

11 Plaintiff,

12 v.

13 CONTINENTAL CASUALTY COMPANY,  
an Illinois corporation, and DOES 1-20,  
14 inclusive,

15 Defendants.  
16

Case No. 11-00408 SC

**STIPULATION OF DISMISSAL OF  
ACTION**

17  
18 The parties in this action have executed a settlement agreement. Accordingly,  
19 pursuant to Fed. R. Civ. P. 41(a), plaintiff Essex Marina City Club, L.P. and defendant  
20 Continental Casualty Company, by and through their counsel of record, stipulate to the  
21 dismissal of this action with prejudice. Each party shall bear its own fees and costs.

22 Dated: April 16, 2012

23 PINEDOLAW



By

/s/ Craig A. Pinedo

CRAIG A. PINEDO

Attorneys for Plaintiff  
ESSEX MARINA CITY CLUB, L.P.

1 Dated: April 16, 2012

2 WILSON, ELSER, MOSKOWITZ, EDELMAN &  
3 DICKER LLP

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5 By /s/ Michael K. Brisbin  
MICHAEL K. BRISBIN

6 Attorneys for Defendant  
7 CONTINENTAL CASUALTY COMPANY  
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**CERTIFICATION**

*Essex Marina City Club, L.P. v. Continental Casualty Company*  
USDC NDCA Case No. 3:11-cv-00408 SC

I, Craig A. Pinedo, am the ECF User whose identification and password are being used to file this Stipulation of Dismissal of Action. In compliance with General Order 45.X.B., I hereby attest that Michael K. Brisbin has concurred in this filing.

EXECUTED on **April 16, 2012**, at San Francisco, California.

/s/ Craig A. Pinedo

Attorneys for Plaintiff

Essex Marina City Club, L.P.